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UNCLE SAM

(Continued from page 9)

anywhere, and in a band numbering thousands, seems an impossible task, yet the government appropriation is sufficient substantial evidence that this feat will be undertaken. Senator Warren has also secured a promise from the war department for sufficient cavalrymen to herd the elk. A tentative plan suggested is to have the vast herd surrounded by a cordon of troopers on all sides save the one in the direction it is desired the drive the elk, with two additional lines of cavalrymen strung out along the course. A closing in of this circle must start the elk on the course—and the unique race would be on.

At a given signal the outriders along the course would also move forward, keeping well in advance of the fleeing herd. Detachments to serve as relays for these riders would have to be stationed at intervals along the proposed route, and the surging, struggling mass kept moving until the goal was reached. Picture thirty thousand wild elk in full flight, pursued by mounted cavalrymen firing their revolvers into the air to further terrify the fleeing animals; a score or more of riderless mounts—for many a bold horseman will be thrown in that wild flight—broken bones if not loss of life! It will be a spectacle the like of which has never been witnessed, full of incidents more thrilling than the West ever saw in its wildest days.

At least 30,000 elk must be moved from Jackson's Hole or they will die of starvation. For the last few years the State of Wyoming has been appropriating large sums for hay to keep these animals from starving, and each winter finds conditions worse. It is estimated that at least 50,000 elk winter in the Jackson's Hole country, a large area south of the Yellowstone national park. The elk scatter during the summer months, many of them grazing in the park, but as winter approaches they converge toward their old winter quarters. These quarters were ample before the homesteader came to fence the lands. The elk would feed on the rich grass of the valleys in the fall, work up on the sheltered hillsides later in the winter, and when necessity urged, descend to the creeks and browse among the young willows and other foliage until the spring grass came.

The homesteader's fence has made this impossible now, and each year lessens the amount of open range. The result is that despite the large amount of food furnished them by the State, each winter sees an enormous death loss of this fast-disappearing game animal. Now they roam what is left of the open country in droves of thousands, growing weaker and weaker for want of food as winter advances. As a last resort they browse in the willows until many of them are too weak to stand; then lie down within the protection of a friendly bush for days, too weak to rise, until death finally relieves them of their suffering.

Driven to desperation by hunger, the elk will break down the strongest barbed wire fence surrounding a haystack, and during a portion of the winter the settlers must guard their hay night and day. The elk have been known to mount upon the fallen bodies of their companions, and thus climb to the top of a thatched roof shed, where they would voraciously devour the rotten hay or straw used as a roof-covering. Some idea of the necessity for their relief may be gained from the following statement made to the senate by S. N. Leek, a resident of Jackson's Hole. In securing the appropriation senator read the following extract from Mr. Leek's letter:

"During my residence here I have seen 40,000 elk die of starvation. I know one man who, within one mile of Flat creek, counted 1600 dead elk one winter; of another who said if a circle were drawn within a radius of one mile around his house it would include 2000 dead elk. I have seen dead elk carcasses so thick they could be walked on for a half-mile without ever putting my foot to the ground. I have been in places in Jackson's Hole where, to draw a mile circle around a given point would include no less than 5000 dead elk. I have seen elk with their eyes picked out by the ravens when still alive but too weak to help themselves. A year ago last spring, one man and a team was not able to haul the dead elk carcasses from my ranch of 400 acres in a whole week. And yet to shoot one elk I must pay a license fee of \$2.50; can not even obtain this permit until after September 25th, then I must report to the State game warden what I had with the meat, with the head, hide and teeth! To shoot one of these suffering creatures after the game law is out would mean a heavy fine and no end of trouble."

It is estimated that 16,000 elk calves are dropped each year by elk wintering in the Jackson's Hole. The most generous estimate of the number killed by hunters during a season is 2000, and the balance of this yearly increase is somewhere near the number which perish during the winter months.

During the summer the elk range over a wide territory, many of them roaming through the Yellowstone national park. With the approach of winter, however, their natural and hereditary instinct leads them toward the Jackson's Hole country where they have wintered since and probably before the white man's advent. Should the plan for driving them next fall fail, another solution presented for consideration is to guard the trails by which they enter Jackson's Hole and prevent their return. A guard of a number of mounted men, stationed at the proper places on these trails, might succeed in heading the returning animals away from Jackson's Hole and to better feeding grounds.

Before the appropriation was made for the relief of the Wyoming elk, Senator Warren secured the consent of the military authorities to cooperate with officials of the State, and cavalry are available for this purpose.

Just when the effort to move the elk will be made has not been determined, but Senator Warren, whose home is in Wyoming, is collecting data from reliable sources, and securing the advice of residents of his home State in close touch with conditions. The entire \$20,000 was made immediately available.

A number of Wyoming game clubs have secured the State's permission to remove a limited number of elk from the Jackson's Hole region, and some have already done so. There are many good elk ranges scattered over that State, now entirely abandoned by these animals, and these permits have been granted with a view restocking these old ranges. The Jackson's Hole elk, it is believed, would not leave these ranges now, if once placed there, as they are all surrounded by settled communities. Elk taken from Jackson's Hole by these clubs were captured in winter, when found in deep snow or by enticing them into strong corrals with hay when in a starving condition. They were then loaded into sleds and hauled sixty-five miles overland to the railroad.

IN THE DISTRICT COURT OF THE UNITED STATES IN AND FOR THE TERRITORY AND DISTRICT OF HAWAII.

THE UNITED STATES OF AMERICA, Plaintiff, vs. HAWAIIAN SUGAR COMPANY, et al. Defendants.

THE PRESIDENT OF THE UNITED STATES, GREETING:

HAWAIIAN SUGAR COMPANY, a corporation organized and existing under and by virtue of the laws of the Territory of Hawaii; TERRITORY OF HAWAII; ELIZA SINCLAIR, JANE R. GAY, HELEN McH. ROBINSON, FRANCIS GAY and AUBREY ROBINSON, copartners doing business under the firm name and style of GAY & ROBINSON; WILLIAM RENNY WATSON; GEORGE W. MACFARLANE, attorney in fact for WILLIAM RENNY WATSON; MARY RENNY WATSON; MRS. MARY SHELBY; MARY MARGARET WATSON; SPENCER SHELBY; and CLARA KILAUEA, ELISA HILO, MARION MAKENA, DAVID PUU-LOA, ALBERT PUNAHOU, ROBERT WAHIAWA, ALEXANDER LANAI, GEORGE KEWALO, HENRY KAMALO, WALTER HAWEA and PHILIP LAHAINA, unknown owners and claimants.

You are hereby directed to appear, and answer the Petition in an action entitled as above, brought against you in the District Court of the United States, in and for the Territory of Hawaii, within twenty days from and after service upon you of a certified copy of Plaintiff's Petition herein, together with a certified copy of this Summons.

And you are hereby notified that unless you appear and answer as above required, the said Plaintiff will take judgment of condemnation of the lands described in the Petition herein and for any other relief demanded in the Petition.

WITNESS THE HONORABLE SANFORD B. DOLE and THE HONORABLE A. G. M. ROBERTSON, Judges of said District Court, this 5th day of January, in the year of our Lord one thousand nine hundred and eleven and of the Independence of the United States the one hundred and thirty-fifth.

(Seal) (Sgd.) A. E. MURPHY Clerk.

(Endorsed) "No. 71. DISTRICT COURT OF THE U. S. for the Territory of Hawaii. THE UNITED STATES OF AMERICA vs. HAWAIIAN SUGAR COMPANY, et al. SUMMONS. ROBT. W. BRECKONS, and WILLIAM T. RAWLINS, Attorneys for Plaintiff."

UNITED STATES OF AMERICA, DISTRICT OF HAWAII: ss.

I, A. E. MURPHY, Clerk of the District Court of the United States of America, in and for the Territory and District of Hawaii, do hereby certify the foregoing to be a full, true and correct copy of the original Summons in the case of THE UNITED STATES OF AMERICA vs. HAWAIIAN SUGAR COMPANY, et al., as the same remains of record and on file in the office of the Clerk of said Court.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said District Court this 17th day of January, A. D. 1911.

A. E. MURPHY, Clerk of United States District Court, Territory of Hawaii.
By F. L. DAVIS, Deputy Clerk.



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